


Claim 1 as amended should be made of record for purposes of appeal to obviate the need in the appeal to consider the withdrawn 35 USC 112(2) rejection, and also to provide applicant with a claim, should the appeal be decided favorably to the applicant, that is not deemed to be indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention.

For the foregoing reasons, reconsideration of the refusal to enter amended claim 1 is respectfully requested. This request is made pursuant to 37 CFR §1.181(3)(c) and §1.111.

Since an appeal is required on or before 11/31/01 an Advisory Opinion on this request at the examiner's earliest convenience is respectfully requested.

Respectfully,

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